241536

## ELLIOTT & ELLIOTT, P.A.

### ATTORNEYS AT LAW 1508 LADY STREET

COLUMBIA, SOUTH CAROLINA 29201 selliott@elliottlaw.us

SCOTT ELLIOTT

TELEPHONE (803) 771-0555 FACSIMILE (803) 771-8010

November 5, 2013

### Via Hand Delivery

The Honorable Daniel E. Shearouse Clerk, SC Supreme Court Post Office Box 11330 Columbia, SC 29211

RE:

South Carolina Energy Users Committee v. South Carolina Electric & Gas; Office of Regulatory Staff, Sierra Club, Pamela Greenlaw and Sierra Club is

Respondent/Appellant Docket No. 2013-000529

Dear Mr. Shearouse:

Enclosed please find the Motion For Extension of Time, which I do hereby submit for filing on behalf of the Appellant in reference to the above-captioned matter. I have also enclosed an extra copy of this Motion, which I would ask you to date stamp and return to me via my courier. A check from my firm in the amount of \$25.00 to cover the filing fee is also enclosed. By copy of this letter, I am serving all parties of record with this Motion.

If you have questions or require any further information, please do not hesitate to contact me.

Sincerely,

Elliott &

Scott Elliott

SE/cje Enclosures

cc & enc.:

Jocelyn D. Boyd, Esquire Belton T. Zeigler, Esquire Gary T. Pope, Jr., Esquire Robert Guild, Esquire Florence P. Belser, Esquire Nanette S. Edwards, Esquire Jeffrey M. Nelson, Esquire Shannon B. Hudson, Esquire K. Chad Burgess, Esquire

Matthew W. Gissendanner, Esquire

Pamela Greenlaw, pro se

# THE STATE OF SOUTH CAROLINA In The Supreme Court

# APPEAL FROM THE SOUTH CAROLINA PUBLIC SERVICE COMMISSION

Appellate Case No. 2013-000529

South Carolina Energy Users Committee,

Appellant/Respondent,

v.

South Carolina Electric & Gas; Office of Regulatory Staff, Pamela Greenlaw

Respondents,

and Sierra Club is

Respondent/Appellant

### MOTION FOR EXTENSION OF TIME

The Appellate/Respondent, South Carolina Energy Users Committee, by and through its undersigned counsel, hereby moves for an extension of time in which to file and serve its Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal in the above-captioned matter. Appellant/Respondent's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal are currently due by November 9, 2013.

Given the size of the record, the significance of the matter before this Court, and the press of Appellant/Respondent's counsel's practice, the undersigned hereby respectfully requests an additional twenty (20) day enlargement of time within which to file and serve Appellant/Respondent's Initial Reply Brief and Designation of Matter to be Included in the

Record on Appeal. As the 20th day falls during the Thanksgiving holiday,

Appellant/Respondent's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal would be due by Monday, December 2, 2013.

The undersigned has consulted counsel for South Carolina Electric & Gas, Office of Regulatory Staff and Sierra Club and has also consulted *Pro se* Respondent Pamela Greenlaw and all have consented to the within motion. (See copies of emails attached).

Respectfully submitted, this the 5<sup>th</sup> day of November, 2013, in Columbia, South

Carolina.

Scott Elliott

Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201

Tel.: (803) 771-0555; Fax: (803) 771-8010

Attorney for Appellant/Respondent, South Carolina Energy Users Committee

From:

Edwards, Nanette <nsedwar@regstaff.sc.gov>

Sent:

Monday, November 04, 2013 3:58 PM

To:

Scott Elliott; Belser, Florence; Nelson, Jeff; Hudson, Shannon; bzeigler@popezeigler.com;

gpopejr@popezeigler.com; bguild@mindspring.com; BURGESS, KENNETH CHAD;

MATTHEW.GISSENDANNER@scana.com; pmlgrnlw@yahoo.com

Subject:

RE: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E;

Appellate Case No. 2013-000529

ORs consents to the extension.

From: Scott Elliott [mailto:selliott@elliottlaw.us]
Sent: Monday, November 04, 2013 1:49 PM

To: Belser, Florence; Edwards, Nanette; Nelson, Jeff; Hudson, Shannon; bzeigler@popezeigler.com; gpopejr@popezeigler.com;

bguild@mindspring.com; BURGESS, KENNETH CHAD; MATTHEW.GISSENDANNER@scana.com; pmlgrnlw@yahoo.com

Cc: selliott@elliottlaw.us

Subject: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E; Appellate Case No. 2013-000529

RE:

South Carolina Energy Users Committee v. The South Carolina Public Service Commission; South Carolina Electric & Gas; Office of Regulatory Staff; Sierra Club; and Pamela Greenlaw

Docket No. 2012-203-E

Appellate Case No. 2013-000529

Dear Counsel & Ms. Greenlaw:

The Appellant's Initial Reply Brief is currently due by November 9, 2013, per my calculations. Due to my current caseload and hearing schedule, I am hereby requesting a twenty (20) day extension in which to file and serve the Appellant's Initial Reply Brief and Designation of Matter in the above-captioned matter. As the 20th day falls during the Thanksgiving holiday, my Initial Reply Brief and Designation of Matter would be due on Monday, December 2, 2013. Please let me know whether or not you will be able to consent to allowing me this extension until December 2<sup>nd</sup>. If all are able to consent, I will file my motion/request with the Court tomorrow for this extra time. I will be in a hearing for the rest of today.

Thank you all for your time and attention to my request.

#### Scott

Scott Elliott, Esquire Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201 803-771-0555 (P) 803-771-8010 (F) selliott@elliottlaw.us

CONFIDENTIALITY NOTICE: The information contained in this electronic message, including any attachments, is intended for the exclusive use of the address(s) and may contain confidential or legally privileged information. This email should not be forwarded to other persons without the permission of the sender. If you have received this communication in error, please immediately notify the sender by telephone or email and destroy the original and all copies of the message and any attachments.

From:

BURGESS, KENNETH CHAD < chad.burgess@scana.com>

Sent:

Monday, November 04, 2013 5:02 PM

To:

 $Robert\ Guild;\ Scott\ Elliott;\ 'Belser,\ Florence';\ nsedwar@regstaff.sc.gov;\ jnelson@regstaff.sc.gov;$ 

Hudson, Shannon; bzeigler@popezeigler.com; gpopejr@popezeigler.com; GISSENDANNER,

MATTHEW W; pmlgrnlw@yahoo.com

Subject:

RE: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E;

Appellate Case No. 2013-000529

SCE&G consents.

Chad

From: Robert Guild [mailto:bquild@mindspring.com]

Sent: Monday, November 04, 2013 2:59 PM

To: Scott Elliott; 'Belser, Florence'; <a href="mailto:nsedwar@regstaff.sc.gov">nsedwar@regstaff.sc.gov</a>; <a href="mailto:nnedwar@regstaff.sc.gov">nnedwar@regstaff.sc.gov</a>; <a href="mailto:nnedwar@regstaff.sc.gov">nnedwa

bzeigler@popezeigler.com; gpopejr@popezeigler.com; BURGESS, KENNETH CHAD; GISSENDANNER, MATTHEW W;

pmlgrnlw@yahoo.com
Cc: selliott@elliottlaw.us

Subject: Re: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E; Appellate Case No. 2013-

000529

All: I ask for your consent for a like extension for Sierra Club's Initial Reply Brief and Designation to be due December 2, 2013, as for Energy Users' per Scott's request.

Best Regards, Bob Guild 803 917 5738

From: Scott Elliott

Sent: Monday, November 04, 2013 1:48 PM

**To:** 'Belser, Florence'; nsedwar@regstaff.sc.gov; jnelson@regstaff.sc.gov; Hudson, Shannon; bzeigler@popezeigler.com; gpopejr@popezeigler.com; bguild@mindspring.com; BURGESS, KENNETH CHAD; MATTHEW.GISSENDANNER@scana.com;

pmlgrnlw@yahoo.com
Cc: selliott@elliottlaw.us

Subject: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E; Appellate Case No. 2013-000529

RE: South Carolina Energy Users Committee v. The South Carolina Public Service Commission; South Carolina Electric & Gas; Office of Regulatory Staff; Sierra Club; and Pamela Greenlaw

Docket No. 2012-203-E

Appellate Case No. 2013-000529

Dear Counsel & Ms. Greenlaw:

The Appellant's Initial Reply Brief is currently due by November 9, 2013, per my calculations. Due to my current caseload and hearing schedule, I am hereby requesting a twenty (20) day extension in which to file and serve the Appellant's Initial Reply Brief and Designation of Matter in the above-captioned matter. As the 20th day falls during the Thanksgiving holiday, my Initial Reply Brief and Designation of Matter would be due on Monday, December 2, 2013. Please let me know whether or not you will be able to consent to allowing me this extension until December 2<sup>nd</sup>. If all are able to consent, I will file my motion/request with the Court tomorrow for this extra time. I will be in a hearing for the rest of today.

Thank you all for your time and attention to my request.

Scott

From:

Robert Guild <bguild@mindspring.com>

Sent:

Monday, November 04, 2013 2:59 PM

To:

Scott Elliott; 'Belser, Florence'; nsedwar@regstaff.sc.gov; jnelson@regstaff.sc.gov; Hudson,

Shannon; bzeigler@popezeigler.com; gpopejr@popezeigler.com; BURGESS, KENNETH CHAD;

MATTHEW.GISSENDANNER@scana.com; pmlgrnlw@yahoo.com

Cc:

selliott@elliottlaw.us

Subject:

Re: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E;

Appellate Case No. 2013-000529

All: I ask for your consent for a like extension for Sierra Club's Initial Reply Brief and Designation to be due December 2, 2013, as for Energy Users' per Scott's request.

Best Regards, Bob Guild 803 917 5738

From: Scott Elliott

Sent: Monday, November 04, 2013 1:48 PM

**To:** <u>'Belser, Florence'</u>; <u>nsedwar@regstaff.sc.gov</u>; <u>jnelson@regstaff.sc.gov</u>; <u>Hudson, Shannon</u>; <u>bzeigler@popezeigler.com</u>; <u>gpopejr@popezeigler.com</u>; <u>BURGESS, KENNETH CHAD</u>; <u>MATTHEW.GISSENDANNER@scana.com</u>;

pmlgrnlw@yahoo.com
Cc: selliott@elliottlaw.us

Subject: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E; Appellate Case No. 2013-000529

RE:

South Carolina Energy Users Committee v. The South Carolina Public Service Commission; South Carolina Electric & Gas; Office of Regulatory Staff; Sierra Club; and Pamela Greenlaw

Docket No. 2012-203-E

Appellate Case No. 2013-000529

#### Dear Counsel & Ms. Greenlaw:

The Appellant's Initial Reply Brief is currently due by November 9, 2013, per my calculations. Due to my current caseload and hearing schedule, I am hereby requesting a twenty (20) day extension in which to file and serve the Appellant's Initial Reply Brief and Designation of Matter in the above-captioned matter. As the 20th day falls during the Thanksgiving holiday, my Initial Reply Brief and Designation of Matter would be due on Monday, December 2, 2013. Please let me know whether or not you will be able to consent to allowing me this extension until December 2<sup>nd</sup>. If all are able to consent, I will file my motion/request with the Court tomorrow for this extra time. I will be in a hearing for the rest of today.

Thank you all for your time and attention to my request.

#### Scott

Scott Elliott, Esquire Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201 803-771-0555 (P) 803-771-8010 (F) selliott@elliottlaw.us

CONFIDENTIALITY NOTICE: The information contained in this electronic message, including any attachments, is intended for the exclusive use of the address(s) and may contain confidential or legally privileged information. This email should not be forwarded to other persons without the permission of the sender. If you have received this communication in error, please immediately notify the sender by telephone or email and destroy the original and all copies of the message and any attachments.

From:

Subject:

Pamela Greenlaw <pmlgrnlw@yahoo.com>

Sent: To:

Tuesday, November 05, 2013 11:43 AM

BURGESS, KENNETH CHAD; Scott Elliott; 'Belser, Florence'; nsedwar@regstaff.sc.gov;

jnelson@regstaff.sc.gov; Hudson, Shannon; bzeigler@popezeigler.com;

gpopejr@popezeigler.com; bguild@mindspring.com; GISSENDANNER, MATTHEW W

Re: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E;

Appellate Case No. 2013-000529

Yes, I certainly consent. Carry on, Scott!

Pamela

On Monday, November 4, 2013 5:01 PM, "BURGESS, KENNETH CHAD" < <a href="mailto:chad.burgess@scana.com">chad.burgess@scana.com</a>> wrote: SCE&G consents.

Chad

From: Scott Elliott [mailto:selliott@elliottlaw.us]
Sent: Monday, November 04, 2013 1:49 PM

To: 'Belser, Florence'; <a href="mailto:nsedwar@regstaff.sc.gov">nsedwar@regstaff.sc.gov</a>; <a href="mailto:jnelson@regstaff.sc.gov">jnelson@regstaff.sc.gov</a>; <a href="mailto:hudson">Hudson</a>, Shannon;

bzeigler@popezeigler.com; gpopejr@popezeigler.com; bguild@mindspring.com; BURGESS, KENNETH

CHAD; GISSENDANNER, MATTHEW W; pmlgrnlw@yahoo.com

Cc: selliott@elliottlaw.us

Subject: SCEUC v PSC, SCE&G, ORS, Sierra Club & Pamela Greenlaw; Docket No.: 2012-203-E;

Appellate Case No. 2013-000529

RE: South Carolina Energy Users Committee v. The South Carolina Public Service Commission; South Carolina Electric & Gas; Office of Regulatory Staff; Sierra Club; and Pamela Greenlaw

Docket No. 2012-203-E

Appellate Case No. 2013-000529

Dear Counsel & Ms. Greenlaw:

The Appellant's Initial Reply Brief is currently due by November 9, 2013, per my calculations. Due to my current caseload and hearing schedule, I am hereby requesting a twenty (20) day extension in which to file and serve the Appellant's Initial Reply Brief and Designation of Matter in the above-captioned matter. As the 20th day falls during the Thanksgiving holiday, my Initial Reply Brief and Designation of Matter would be due on Monday, December 2, 2013. Please let me know whether or not you will be able to consent to allowing me this extension until December 2<sup>nd</sup>. If all are able to consent, I will file my motion/request with the Court tomorrow for this extra time. I will be in a hearing for the rest of today.

Thank you all for your time and attention to my request.

Scott

Scott Elliott, Esquire Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201 803-771-0555 (P) 803-771-8010 (F)

# THE STATE OF SOUTH CAROLINA In The Supreme Court

# APPEAL FROM THE SOUTH CAROLINA PUBLIC SERVICE COMMISSION

Appellate Case No. 2013-000529

South Carolina Energy Users Committee,

Appellant/Respondent,

v.

South Carolina Electric & Gas; Office of Regulatory Staff, Pamela Greenlaw,

Respondents,

And Sierra Club is

Respondent/Appellant

#### CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that I have this date served the Appellant's Motion for Extension of Time in which to file Appellant's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal on the below-named parties, at the addresses given, by depositing a copy of same in the United States Mail, first-class postage prepaid:

Jocelyn Boyd, Esquire	Florence P. Belser, Esquire
SC Public Service Commission	Nanette S. Edwards, Esquire
P.O. Box 11649	Jeffrey M. Nelson, Esquire
Columbia, SC 29211	Shannon B. Hudson, Esquire
	Office of Regulatory Staff
Counsel for SC Public Service Commission	1401 Main Street, Suite 900
	Columbia, SC 29201
	Counsel for Office of Regulatory Staff

Belton T. Zeigler, Esquire	K. Chad Burgess, Esquire
Gary Pope, Jr., Esquire	Matthew W. Gissendanner, Esquire
Pope Zeigler, LLC	SCE&G/SCANA Corporation
P. O. Box 11509	220 Operation Way - MC C222
Columbia, SC 29211	Cayce, SC 29033-3701
Counsel for South Carolina Electric & Gas	Counsel for South Carolina Electric & Gas
Robert Guild, Esquire	Pamela Greenlaw
Attorney at Law	1001 Wotan Road
314 Pall Mall Street	Columbia, SC 29229
Columbia, SC 29201	Columbia, 6C 27227
	Pro se
Counsel for Sierra Club	
James B. Richardson, Jr., Esquire	
Law Offices of James B. Richardson, Jr.	
1229 Lincoln Street	
Columbia, SC 29201	
Counsel for South Carolina Electric & Gas	/'

This the 5<sup>th</sup> day of November, 2013, in Columbia, South Carolina.

Scott Elliott, Esquire Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201

Tel.: 803-771-0555